

Council Meeting of  
May 18, 2010

Honorable Mayor and Members  
of the City Council  
City Hall  
Torrance, California

**Members of the Council:**

**SUBJECT: Public Works – Approve purchase of Pervo brand traffic paint on an as needed basis. Expenditure: Not to exceed \$55,000**

**RECOMMENDATION**

Recommendation of the Public Works Director that City Council authorize a Purchase Order with Pervo Paint of Los Angeles, California, for an amount not to exceed \$55,000, for the sole source purchase of Pervo brand traffic paint on an as needed basis from July 1, 2010 through June 30, 2011.

**Funding**

Funding is available in the Public Works Department FY 2010/2011 Operating Budget.

**BACKGROUND/ANALYSIS**

The Public Works Department has standardized using Pervo brand traffic paint for striping and stenciling projects on streets and in parking lots. The paint now required for use for striping and stenciling is water based, which does not last as long as lead based paints used previously. Staff has tested other brands of traffic paint in the past few years and continues to test paints as options become available, but has experienced problems with the paint fading and the watery consistency. Of the brands tested, Pervo paint has provided us with the best and most reliably consistent results for our striping and stenciling needs. The Pervo brand traffic paint has a unique formulation; it stays brighter than older technology solvent based paint formulas. The high solids composition leaves more paint film on the road, enabling the paint to retain larger glass beads for longer lasting retro-reflectivity. In addition, paint applied in cold weather will dry much more quickly than other tested brands, allowing traffic to return to normal operation. Over 70 municipalities use Pervo brand paint, most of them locally.

Staff has contacted the Pervo Paint Company and they have indicated that they are able to continue to offer special pricing to the City (30% off of list price). Any and all other companies wishing to sell Pervo paint products would have to purchase directly

from them at 10% below list price. Staff has also evaluated the pricing of other shelf brand traffic paints and has concluded that Pervo Paint continues to offer the City the best quality, characteristics and pricing for engineered traffic paint.

The Torrance Municipal Code, (Section 22.3.17.b), (EXCEPTIONS, SOLE-SOURCE PURCHASES) states:

- a) The provisions of this Article will not apply to purchases of sole-source services or property, which purchases will be made in accordance with such procedures and regulations as will be established by the City Manager.
  
- b) For purposes of this Section, "sole-source purchases" means those purchases where it would be undesirable or impossible for the City to advertise for bids for particular work or for patented items, or experimental or unique services or products, or where competitive purchases would be unavailable or would not prove advantageous for the City. No sole-source purchases may be made where to do so would show favoritism, improvidence, extravagance, fraud or corruption, or result in the waste of public funds, but may be used only to obtain the best economic result for the public.

Respectfully submitted,

ROBERT J. BESTE  
Public Works Director

  
By Steven W. Cooper  
Street Operations Manager

CONCUR:

  
Robert J. Beste  
Public Works Director

  
LeRoy J. Jackson  
City Manager